

EXHIBIT “II”

Christopher Rodriguez

REDACTED FOR PRIVILEGE

From: Steven Grzic <SGrzic@WhitestoneCC.com>
Date: May 5, 2020 at 09:29:49 EDT
To: Michael Porcelli <MPorcelli@Sciame.com>
Subject: WT-3 Clerestory Remediation

Notice To perform Under Protest

Mike,

As a follow up to our conversation we had on April 24th regarding the remediation of the WT-3 clerestory, I tried one more time to reach out to Yuanda to get them on board with the remediation work. Their stance has not changed.

Whitestone is ready to to start the work on its own without Yuanda, however like I mentioned in our conversation on the 24th and on a few other occasions, Yuanda is not approving any changes to their system because they are being forced to pay for it when neither Yuanda nor Whitestone are the cause of the mistake. If we make the changes without their approval, all warranties on the system will be voided by them. Whitestone has already submitted its Notice of Dispute and Description of Dispute in this matter and any work performed regarding this issue (under any scenario) by Whitestone will be done under protest and we reserve all of our rights to pursue this claim.

Please notify CUNY and let them know that they need to make a decision to either direct us to do the work knowing the warranty problem with Yuanda or, like I have mentioned in the past and we discussed, to have a meeting with CUNY and Yuanda to go over the history to try and convince CUNY that we are not responsible and have the remediation work paid for by CUNY, as it should be. Under the second scenario, we should have no problems obtaining Yuanda's assistance and a preserved warranty.

Whitestone is eager to get this work done this summer if possible either with or without Yuanda. However, CUNY needs to make a decision regarding the warranty and you need to confirm whether we should start the work without Yuanda's approval and warranty.

Thanks
Steven

Sent from my iPad

